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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA

NO. 15-20652

v.

HON. GEORGE CARAM STEEH

D-1 BILLY ARNOLD
a/k/a "B-Man," "Berenzo,"
"Killa"
D-2 STEVEN ARTHUR JR.
a/k/a "Steve-O"
D-3 EUGENE FISHER
a/k/a "Fist"
D-4 COREY BAILEY
a/k/a "Sonny," "Cocaine
Sonny"
D-5 QUINCY GRAHAM
a/k/a "Dub," "Q"
D-6 ROBERT BROWN II
a/k/a "R.O."
D-7 JEROME GOOCH
a/k/a "Rome," "Dada"
D-8 MICHAEL ROGERS
a/k/a "Smoke," "Ace"
D-9 DERRICK KENNEDY
a/k/a "Dip"
D-10 DEVON PATTERSON
a/k/a "Duck," "Sosa"
D-11 CHRISTOPHER OWENS
a/k/a "Baby O," "Cee"
D-12 JEFFERY ADAMS
a/k/a "Brick," "Product"
D-13 ARLANDIS SHY II
a/k/a "Grymee," "VIL"
D-14 ANTHONY LOVEJOY
a/k/a "PT"

18 U.S.C. § 1962(d);
18 U.S.C. § 1959(a)(1);
18 U.S.C. § 1959(a)(3);
18 U.S.C. § 1959(a)(5);
18 U.S.C. § 924(c);
18 U.S.C. § 922(g)(1);
18 U.S.C. § 2

FILED
FEB 17 2016
CLERK'S OFFICE
DETROIT

D-15 DIONDRE FITZPATRICK
a/k/a "D-Nice"

SECOND SUPERSEDING INDICTMENT

THE GRAND JURY CHARGES:

COUNT ONE

18 U.S.C. 1962(d) – *RICO Conspiracy*

D-1 BILLY ARNOLD
D-2 STEVEN ARTHUR JR.
D-3 EUGENE FISHER
D-4 COREY BAILEY
D-5 QUINCY GRAHAM
D-6 ROBERT BROWN
D-7 JEROME GOOCH
D-8 MICHAEL ROGERS
D-9 DERRICK KENNEDY
D-10 DEVON PATTERSON
D-11 CHRISTOPHER OWENS
D-12 JEFFERY ADAMS
D-13 ARLANDIS SHY II
D-14 ANTHONY LOVEJOY
D-15 DIONDRE FITZPATRICK

The Enterprise

1. The Seven Mile Bloods, commonly referred to as, and hereinafter referred to as, "SMB" is a street gang that operates primarily on the east side of Detroit, Eastern District of Michigan, specifically the area in and around Gratiot Avenue to the west, Kelly Road to the east, Eight Mile

to the north, and Seven Mile to the south. SMB members have claimed this area as their territory and refer to it as the "Red Zone." The main streets in the area that the SMB conduct many of their illegal narcotics trafficking are Lappin, Coram, Novara, Liberal, Manning, and Tacoma. This particular area of Detroit's zip code in 48205, which SMB members change into "4-8-2-0-Die" in many of their rap lyrics.

2. The SMB consists of the SMB, older individuals involved in the gang, and Hobsquad, a distinct set affiliated with the SMB. Initially, the Hobsquad was known as SMB Juniors and consisted of younger, school-aged minors from this neighborhood. The SMB Juniors changed their name to Hobsquad in honor of SMB member, Ihab Maslamani, who was convicted of the homicide of Matthew Landry in 2010.

3. SMB and Hobsquad members utilize a variety of unifying marks, manners, and identifiers, including "gang signs," clothing, and tattoos that are specific to the organization. A common symbol is the five-pointed star, a hand sign with all five fingers, or a crown with five points which represents the fact that the SMB belong to the "People Nation," an alliance of various street gangs including the Bloods, Vice Lords, Latin Kings, and Latin Counts. This alliance is in direct conflict with the "Folk Nation," an alliance of various street gangs including the Gangster

Disciples and the Crips. The SMB also identify themselves with the number "55" and sometimes refer to themselves as "55 Crew" or "55 Grinch." SMB members will also identify themselves with the number "762" which stands for the numbers on a keypad that a person would push to type out SMB and "19 13 2" which represents the numerical order in the alphabet for SMB. Members will often tattoo themselves with these gang symbols. Many of the SMB symbols, clothing, and sayings attempt to differentiate themselves from or disrespect their rivals. The SMB colors are predominately red which the gang members signify by wearing red clothing, hats, and bandanas.

4. SMB members and associates regularly use social networking websites such as Facebook, Instagram, Twitter, and YouTube, to post photographs, videos, and statements that identify and highlight their affiliation with the enterprise, as well as their gang-related accomplishments, thereby glorifying and perpetuating SMB. SMB is also heavily involved in the rap music scene. SMB members regularly post videos of their rap music and discuss their gang affiliation and accomplishments via rap. SMB has a close relationship with "Hard Work Entertainment."

5. The enterprise makes its money predominately through the sale and distribution of controlled substances, including cocaine, heroin, marijuana, codeine promethazine, and various prescription pills. SMB members sell these controlled substances within the "Red Zone," outside of vacant houses known as "trap houses." Within the time frame of the charged enterprise, higher-ranking SMB members would often sell on the same block of Manning Street sharing workers and firearms to distribute and protect their narcotics. SMB members also travel to West Virginia, Ohio, Kentucky, and other states to sell controlled substances.

6. The SMB is currently in an active gang war with an alliance of other gangs operating on Detroit's east side including, but not limited to: Hustle Boys, East Warren, Six Mile Chedda Ave., Gutta Boys, Maxout 220, BossHogs, and Hustle Hard. While the rivalries between these gangs has existed for some time, the murder of D.P. on July 14, 2014 by SMB members exacerbated the tension between the gangs and led to the alliance of the other east side gangs against the SMB. Since July 2014, these rivals are violently attacking one another and have posted respective "hit lists" on social media. The shooting of R.C. on May 1, 2015, as further described in Counts Ten through Twelve, was committed on the same day

that SMB enterprise member A was killed and was a vengeance shooting in this gang war.

The Enterprise

7. At all times relevant to this Count of the Second Superseding Indictment, in the Eastern District of Michigan, and elsewhere, the SMB, including its leadership, members, and associates constituted an enterprise, as defined by Title 18, United States Code, Section 1961(4), that is, a group of individuals associated in fact, that was engaged in, and the activities of which affected, interstate and foreign commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise. At various times relevant to this Indictment, BILLY ARNOLD, STEVEN ARTHUR JR., EUGENE FISHER, COREY BAILEY, QUINCY GRAHAM, ROBERT BROWN, JEROME GOOCH, MICHAEL ROGERS, DERRICK KENNEDY, DEVON PATTERSON, CHRISTOPHER OWENS, JEFFERY ADAMS, ARLANDIS SHY II, ANTHONY LOVEJOY, DIONDRE FITZPATRICK, and others, were members and associates of the Seven Mile Bloods.

Purposes of the Enterprise

8. The purposes of the enterprise included the following:

- a. Maximizing profits for enterprise members from a variety of illegal activity;
- b. Preserving and protecting the power, territory, and profits of the enterprise through the use of intimidation and violence, including assaults and threats of violence;
- c. Promoting and enhancing the enterprise and its members' and associates' activities;
- d. Keeping victims in fear of the enterprise and in fear of its members and associates through threats of violence and violence.

Manner and Means of the Enterprise

9. The manner and means used by the enterprise to further the goals of the enterprise and achieve its purposes included, but was not limited to, the following:

- a. Members of the enterprise and their associates committed, conspired, attempted and threatened to commit acts of violence including acts involving murder and assaults with dangerous weapons to protect and expand the enterprise's criminal operations.
- b. Members of the enterprise and their associates promoted a climate of fear through violence and threats of violence.

c. Members of the enterprise and their associates used and threatened to use physical violence against various individuals.

d. Members of the enterprise and their associates distributed controlled substances and transported and distributed proceeds from the sale of controlled substances.

The Racketeering Conspiracy

10. Beginning on a date unknown, but starting no later than the year 2003, and continuing to the date of this Second Superseding Indictment, in the Eastern District of Michigan and elsewhere,

BILLY ARNOLD
STEVEN ARTHUR JR.
EUGENE FISHER
COREY BAILEY
QUINCY GRAHAM
ROBERT BROWN
JEROME GOOCH
MICHAEL ROGERS
DERRICK KENNEDY
DEVON PATTERSON
CHRISTOPHER OWENS
JEFFERY ADAMS
ARLANDIS SHY II
ANTHONY LOVEJOY
DIONDRE FITZPATRICK

and other persons not named in this Second Superseding Indictment, being persons associated with the SMB, which enterprise is described more fully in Paragraphs 1 through 9 above, which was engaged in, and the activities

of which affected, interstate and foreign commerce, did knowingly, willfully and unlawfully combine, conspire, confederate, and agree with one another to violate Title 18, United States Code, Section 1962(c); that is, to conduct and participate, directly and indirectly, in the conduct of the affairs of said enterprise through a pattern of racketeering activity, as defined in Title 18, United States Code, Section 1961(1) and (5), consisting of:

a. Multiple threats and acts involving murder, in violation of Michigan Compiled Laws, Sections 750.316(1), 750.83, 750.157a(a), and 767.39; and

b. Multiple offenses involving conspiracy to distribute and distribution of controlled substances in violation of Title 21, United States Code, Sections 841 and 846;

c. Multiple acts indictable under Title 18, United States Code, Section 1512 (witness intimidation).

11. It was part of the conspiracy that defendants, BILLY ARNOLD, STEVEN ARTHUR JR., EUGENE FISHER, COREY BAILEY, QUINCY GRAHAM, ROBERT BROWN, JEROME GOOCH, MICHAEL ROGERS, DERRICK KENNEDY, DEVON PATTERSON, CHRISTOPHER OWENS, JEFFERY ADAMS, ARLANDIS SHY II, ANTHONY LOVEJOY, DIONDRE FITZPATRICK, and others, known and unknown to the grand jury, agreed

that a conspirator would commit at least two acts of racketeering in the conduct of the affairs of the enterprise.

Overt Acts

In furtherance of the conspiracy, and to affect the object and purposes thereof, the defendants, and others known and unknown to the grand jury, committed various overt acts, including but not limited to the following:

(1) On or about December 15, 2015, a rap video entitled "HardWork Jig ft Cocaine Sonny – OG" was published on YouTube.

(2) On or about November 10, 2015, JEFFERY ADAMS posted on his Facebook status, "Riding around getin my up arm strong from liftin techs up pussy nigga throw you sets up I dare a nigga disrespect us REDZONE data da Bhive no we not tryna 5ease fire gripin tools like sum new pliers steaming niggaz kus we keep irons #GANG."

(3) On or about November 3, 2015, ROBERT BROWN posted on his Facebook status, "#Zonelife" and "#Manningboyz 100 years."

(4) On or about October 14, 2015, ROBERT BROWN posted a picture of himself on Facebook flashing a "55" gang sign with the title, "Rip Whites Rip Block."

(5) On or about October 2, 2015, JEFFERY ADAMS posted on his Facebook status that a certain SMB enterprise member was a "federal informant."

(6) On or about October 2, 2015, EUGENE FISHER posted a picture on his Facebook status with the comment, "The Feds just took my ar that my bro holding."

(7) On or about September 28, 2015, JEFFERY ADAMS posted on his Facebook status, "Bro ah b home g55d bond money on de*k #Free DaBadGuyz."

(8) On or about September 26, 2015, BILLY ARNOLD and STEVEN ARTHUR JR. were arrested in possession of a Bushmaster .223 caliber rifle.

(9) On or about September 26, 2015, an unindicted SMB enterprise member D was arrested in possession of a P89 Ruger 9mm handgun in a car being driven by ARLANDIS SHY and which included two other SMB enterprise members.

(10) On or about September 26, 2015, BILLY ARNOLD texted EUGENE FISHER that "I need to get in yo crib and grab my hook ups."

(11) On or about July 27, 2015, JEFFERY ADAMS posted on his Facebook status, "Its 10 different gangs in 1 goup an yall still kant fuk wit us #42k #BADGUYZ 19 13 2."

(12) On or about July 5, 2015, QUINCY GRAHAM and DIONDRE FITZPATRICK were found in Harper Woods, Michigan passed out in a car with a loaded .40 caliber Smith & Wesson handgun between GRAHAM's legs.

(13) On or about May 26, 2015, BILLY ARNOLD and DERRICK KENNEDY sent numerous text messages to each other in reference to a narcotics transaction.

(14) On or about May 15, 2015, BILLY ARNOLD and DERRICK KENNEDY sent numerous text messages to each other in reference to a narcotics transaction.

(15) On or about May 10, 2015, BILLY ARNOLD sent a number of text messages to QUINCY GRAHAM, DIONDRE FITZPATRICK, and DERRICK KENNEDY in reference to posting a rap video online.

(16) On or about May 10, 2015, in Detroit, Michigan, BILLY ARNOLD and others shot over sixty rounds of ammunition at a car containing individuals they believed to be rival gang members.

(17) On or about May 9, 2015, BILLY ARNOLD sent a text message to DERRICK KENNEDY that stated, "Dawg I aint trying to hear shit dawg I gotta nigga gone sell me a ar for 7 and it's a nigga now wit a choppa too we getting both igot to get back down the way get my shot dip don't play wit me right now man I know we always talking shit but this block and I'm ready to die right now."

(18) On or about May 9, 2015, BILLY ARNOLD and DERRICK KENNEDY sent numerous text messages to each other in reference to a narcotics transaction until they finally agreed to meet at EUGENE FISHER's house.

(19) On or about May 8, 2015, BILLY ARNOLD sent an individual identified as "Thang M" a text message that stated, "U should here bout it."

(20) On or about May 8, 2015, D.R.-1 was killed, M.W. was shot in the neck, hand, and chest, and D.R.-2 was shot in the head by BILLY ARNOLD and others in Detroit, Michigan.

(21) On or about May 2, 2015, BILLY ARNOLD sent a text message to an individual identified as "Thang M" that stated, "I can't talk to u sis I don't even care for living that's y everything u heard about dropping after we lost him I was on it and I'm not stopping to everybody dies everybody

girls niggaz it don't matter It's ova u that wasn't nothing yesterday it's many more I've yall just know I got yall forever."

(22) On or about May 1, 2015, R.C. was shot multiple times in Detroit, Michigan.

(23) On or about May 1, 2015, BILLY ARNOLD sent text messages to ROBERT BROWN that stated, "I got in a shoot out last night dub left me" and "A bullet pierce my hoodie."

(24) On or about April 1, 2015, ROBERT BROWN posted a picture of marijuana on Facebook with the title, "Face time I got hafe when y'all ready FB friends and family."

(25) On or about March 3, 2015, ROBERT BROWN posted on his Facebook status, "ON THE 5 I LOVE ALL MY NIGGAS I WILL RIDE AND DIE 4 ALL MY NIGGAS THIS IS TO ALL MY NIGGAS WE ANIT LOSING NO MORE BROTHERS EVERY BODY SQUAD IN COMMENT FOR AKA WHITE BOY JASON RIH 5 20 YEARS BLOOD #ZONELIFE."

(26) On or about March 2, 2015, JEFFERY ADAMS posted on his Facebook status, "IM WAR READY AT ALL TIME5 #000 #Gang."

(27) On or about February 27, 2015, JEFFERY ADAMS posted on his Facebook status, "FULL KOURT PRE55 ON DA 5TREET5 IF U NOT #H5 #55 #000 OR #GANG 5HIT DROPIN."

(28) On or about February 17, 2015, EUGENE FISHER posted on his Facebook status, "love 2 my partners on lock down! Rip 2 my niggas thats no longer around! Yall my strenth that s y I'm so strong, if it was' nt 4 yall I' d probably been long gone! 18-3 SMB RED ZONE KINGZ"; to which SMB enterprise member E commented, "RCs bitch we still popin Bitch 7mile'""!!!!!!"

(29) On or about January 30, 2015, EUGENE FISHER posted on his Facebook status, "My nigga BLOCK beat his case 2day! I hit the snitching ass lil nigga in his mouth and almost went 2 jail at Frank Murphy. The lil nigga was still trying 2 snitch after I hit him in his shit, some niggas never learn! Guess he got it hones from his snitching ass."

(30) On or about January 23, 2015, JEFFERY ADAMS posted a picture of himself holding a gun on Facebook with the following title "Buck Buck red dot a nigga #Gang."

(31) On or about January 10, 2015, JEFFERY ADAMS posted on his Facebook status, "GREEN LITE A NIGGA."

(32) On or about December 28, 2014, JEFFERY ADAMS posted a picture of four handguns on Facebook with the following title "42k we killin everything dey stand foe."

(33) On or about November 28, 2014, JEFFERY ADAMS posted a picture of controlled substances on Facebook with the following title "GG'z on deck."

(34) On or about September 22, 2014, JEROME GOOCH and QUINCY GRAHAM were found in an apartment in Charleston, West Virginia that contained approximately 330 Oxycontin pills, a loaded .45 caliber Glock handgun, and U.S. currency.

(35) On or about August 28, 2014, JEROME GOOCH was arrested with \$1,680 in his possession in Charleston, West Virginia.

(36) On or about July 22, 2014, COREY BAILEY was arrested in the area of 15621 Novara Street, Detroit, Michigan with a loaded .40 caliber Smith & Wesson handgun and a loaded SKS rifle.

(37) On or about July 14, 2014, in Detroit, Michigan, BILLY ARNOLD and COREY BAILEY shot at a car containing D.P., M.D.-1, M.D.-2, and C.C.

(38) On or about July 14, 2014, D.P. was killed and M.D.-1 was shot in the chest by BILLY ARNOLD and COREY BAILEY in Detroit, Michigan.

(39) On or about or about June 15, 2014, ROBERT BROWN posted a picture of himself and another SMB enterprise member flashing a "55" gang sign on Facebook.

(40) On or about March 21, 2014, JEFFERY ADAMS posted on his Facebook status, "I got 4oz left."

(41) On or about February 21, 2014, a rap video entitled "COCAINE SONNY FT BERENZO & BLOCK – MURDA" was published on YouTube.

(42) On or about November 22, 2013, a rap video entitled "Cocaine Sonny ft. HardWork Jig & Berenzo – " I Hust" was published on YouTube.

(43) On or about November 7, 2013, a rap video entitled "Cocaine Sonny ft. Berenzo – 4820DIE" was published on YouTube.

(44) On or about September 16, 2013, JEFFERY ADAMS posted on his Facebook status, "Its seem like everybody SMB or HOBSQUAD beef wit niggaz always tellin da police (hustleboyz) been snitchin (220) snitchin got paper work on dem (maxout) snitchin on da news I guess SMB da last real niggaz left #SQUAD."

(45) On or about August 11, 2013, QUINCY GRAHAM and DIONDRE FITZPATRICK were together in a car in the vicinity of Rex and Coram Streets, Detroit, Michigan and GRAHAM was arrested in possession of a loaded .40 caliber Beretta handgun and marijuana.

(46) On or about July 24, 2013, JEROME GOOCH was arrested with \$3,127, ninety oxycodone pills, and a loaded .45 caliber handgun in Detroit, Michigan.

(47) On or about May 7, 2013, an unindicted SMB enterprise member posted on JEFFERY ADAMS Facebook account, "Dey just bossed up I been doing my thang I earned my stripes out here im like tuff n da game eastside yung niggas da mission to get paid we still wype Niggas out da chedda n wrng gangs 7mile blood or should I go by da codename."

(48) On or about March 8, 2013, a rap video entitled "HardWork Jig – Welcome To HOB City intro" was published on YouTube.

(49) On or about February 23, 2013, DIONDRE FITZPATRICK, SMB enterprise member A, SMB enterprise member D, and other SMB enterprise members and associates, were stopped in a white BMW limousine from which four loaded firearms, one unloaded firearm, and U.S. currency was recovered.

(50) On or about December 30, 2012, JEFFERY ADAMS posted a picture of himself identifying himself as "SMB KING Product" with the following title "#SMB so its fuck niggaz STR8DROP."

(51) On or about October 23, 2012, JEFFERY ADAMS posted on his Facebook status, "Public Service Announcement!!! S.M.B. we dont fuck wit teameast , new skool , hustlebumz , 220 , we not cool its on site when I c niggaz we put in 2 much work 2 let da streetz down its not beef its

personal so nigga better strap dey seat beltz on an hope dey have a safe ride..... STR8DROP.”

(52) On or about October 22, 2012, JEFFERY ADAMS posted on his Facebook status, “Hmu... I got 64 lines of purple ACTAVIS wit da seal not none of dat stepd on water down shit team eastside b talkin about..... STR8DROP.”

(53) On or about September 4, 2012, QUINCY GRAHAM was found in Dunbar, West Virginia in an apartment where approximately \$11,335 was found under the kitchen sink and an additional \$4,760 was found in a black duffel bag in a bedroom.

(54) On or about August 18, 2012, COREY BAILEY was arrested at 14711 Tacoma Street, Detroit, Michigan with cocaine base (crack cocaine) and heroin.

(55) On or about May 12, 2012, JEROME GOOCH returned a rental car to Hertz Rental Car in Charleston, West Virginia.

(56) On or about March 12, 2012, JEFFERY ADAMS posted on his Facebook status, “Had 100 line of ACTAVIS dat shit almost gone I think its like 56 left hmu dey goin fast tell peezy we gone match him 16’s bum ass nigga SMB #LEANTEAM..... STR8DROP.”

(57) On or about February 8, 2012, COREY BAILEY was arrested in Charleston, West Virginia with approximately \$2,930 and 53 oxymorphone pills.

(58) On or about February 8, 2012, COREY BAILEY provided false identification to law enforcement in Charleston, West Virginia.

(59) On or about September 9, 2011, EUGENE FISHER was arrested with cocaine and marijuana in front of 15864 Manning, Detroit, Michigan.

(60) On or about January 20, 2011, DEVON PATTERSON and others were found in an apartment in Dunbar, West Virginia with approximately 288 oxymorphone pills, a firearm, and U.S. currency.

(61) On or about October 11, 2010, MICHAEL ROGERS, DEVON PATTERSON, and others were found at 14524 Manning Street, Detroit, Michigan with marijuana and U.S. currency.

(62) On or about August 25, 2010, MICHAEL ROGERS and CHRISTOPHER OWENS were together in Charleston, West Virginia.

(63) On or about November 6, 2009, COREY BAILEY was arrested in Charleston, West Virginia after tossing two bags of marijuana, approximately 53 Xanax pills, and cocaine to the ground.

(64) On or about November 6, 2009, COREY BAILEY provided false identification to law enforcement in Charleston, West Virginia.

(65) On or about October 27, 2009, COREY BAILEY was in Charleston, West Virginia with SMB enterprise member A.

(66) On or about October 27, 2009, COREY BAILEY provided false identification to law enforcement in Charleston, West Virginia.

(67) On or about May 15, 2009, SMB enterprise member C was arrested in Charleston, West Virginia.

(68) On or about April 2, 2009, ARLANDIS SHY was arrested with marijuana and Oxycontin pills in Charleston, West Virginia.

(69) On or about March 4, 2009, ROBERT BROWN and SMB enterprise member C were together in Charleston, West Virginia.

(70) On or about January 30, 2009, ROBERT BROWN, JEFFREY ADAMS, and SMB enterprise member C were together in Charleston, West Virginia.

(71) On or about January 30, 2009, ROBERT BROWN had \$3,184 and two Greyhound bus tickets from Detroit, Michigan to Charleston, West Virginia in his possession.

(72) On or about January 30, 2009, JEFFREY ADAMS had marijuana, baggies of cocaine base (crack cocaine), and U.S. currency in his possession in Charleston, West Virginia.

(73) On or about January 16, 2009, SMB enterprise member C and ARLANDIS SHY were found in an apartment in Charleston, West Virginia with drug packaging, marijuana, and U.S. currency.

(74) On or about December 10, 2008, ROBERT BROWN, JEFFERY ADAMS, STEVEN ARTHUR, JR., and others were found at 14110 Eastburn Street, Detroit, Michigan with marijuana, a handgun, and U.S. currency.

(75) On or about October 30, 2008, SMB enterprise member C was in Charleston, West Virginia.

(76) On or about July 29, 2008, ARLANDIS SHY and other SMB enterprise members or associates were found in the area of Tacoma and Queen Streets, Detroit, Michigan with heroin, cocaine base (crack cocaine), and U.S. currency.

(77) On or about April 26, 2008, QUINCY GRAHAM, STEVEN ARTHUR, JR., and SMB enterprise member E were found at 14164 Manning Street, Detroit, Michigan with heroin, cocaine, marijuana, a digital scale, packaging material, and U.S. currency.

(78) On or about November 28, 2007, DIONDRE FITZPATRICK and other SMB enterprise members and associates were found in a vacant house at 14754 Manning Street, Detroit, Michigan with cocaine, marijuana, packaging materials, a digital scale, and U.S. currency.

(79) On or about November 4, 2007, DIONDRE FITZPATRICK was found in front of 14781 Manning Street, Detroit, Michigan with marijuana.

(80) On or about October 15, 2007, MICHAEL ROGERS and others were found in front of 14782 Manning Street, Detroit Michigan with packaging material and a digital scale.

(81) On or about September 27, 2007, ANTHONY LOVEJOY, JEFFERY ADAMS, DIONDRE FITZPATRICK, and another SMB enterprise member were found in a vacant house at 14754 Manning Street, Detroit, Michigan with marijuana, packaging materials, a digital scale, and U.S. currency.

(82) On or about September 5, 2007, JEFFERY ADAMS and SMB enterprise C were found together at 14815 Manning Street, Detroit, Michigan with marijuana, cocaine, and U.S. currency.

(83) On or about August 30, 2007, COREY BAILEY was arrested at 14560 Manning Street, Detroit, Michigan with cocaine base (crack cocaine).

(84) On or about April 13, 2007, COREY BAILEY was arrested at 14177 Collingham Street, Detroit, Michigan with cocaine base (crack cocaine), marijuana, and a shotgun.

(85) On or about December 4, 2006, QUINCY GRAHAM, DEVON PATTERSON, DIONDRE FITZPATRICK, and others were found at 14791 Manning Street, Detroit, Michigan, with heroin, marijuana, and U.S. currency.

(86) On or about May 31, 2006, QUINCY GRAHAM, ROBERT BROWN, and EUGENE FISHER were together at 14791 Manning, Detroit, Michigan.

(87) On or about May 10, 2006, SMB enterprise member B possessed 1,236 grams of marijuana and a 9 mm Hi-Point handgun in Charleston, West Virginia.

(88) On or about March 31, 2006, COREY BAILEY and other unidentified SMB enterprise members and associates made threats to the residents of 14717 Tacoma Street, Detroit, Michigan.

(89) On or about December 3, 2005, CHRISTOPHER OWENS, ANTHONY LOVEJOY, and others were found at 14790 Liberal Street, Detroit, Michigan with cocaine and U.S. currency.

(90) On or about May 5, 2005, DEVON PATTERSON, COREY BAILEY, ANTHONY LOVEJOY, and others were found at 14518 Manning Street, Detroit, Michigan with marijuana, cocaine, packaging material, and U.S. currency.

(91) On or about December 1, 2004, ANTHONY LOVEJOY and COREY BAILEY were found together at 14787 Tacoma Street, Detroit, Michigan with cocaine base (crack cocaine), packaging, and U.S. currency.

(92) On or about July 23, 2004, COREY BAILEY was arrested near 14501 Gratiot Avenue, Detroit, Michigan with marijuana.

(93) On or about September 9, 2003, DEVON PATTERSON, ROBERT BROWN, ANTHONY LOVEJOY, and others were found in the vicinity of Manning and Monarch Streets, Detroit, Michigan with cocaine, marijuana, and U.S. currency.

Notice of Acts with Enhanced Sentencing

1. On or about July 14, 2014, in the Eastern District of Michigan, enterprise members BILLY ARNOLD and COREY BAILEY, aided and abetted by each other and by others known and unknown to the grand jury, did commit an act involving murder, that is, the premeditated, deliberate, and willful killing of D.P., all in violation of Michigan Compiled Laws, Sections 750.316(1) and 767.39.

2. On or about July 14, 2014, in the Eastern District of Michigan, enterprise members BILLY ARNOLD and COREY BAILEY, aided and abetted by each other and by others known and unknown to the grand jury, did commit an act involving murder, that is, assaulting M.D.-1, M.D.-2, and C.C with intent to commit murder, all in violation of Michigan Compiled Laws, Sections 750.83 and 767.39.

3. On or about May 1, 2015, in the Eastern District of Michigan, enterprise members BILLY ARNOLD, aided and abetted by others known and unknown to the grand jury, did commit an act involving murder, that is, assaulting R.C. with intent to commit murder, all in violation of Michigan Compiled Laws, Sections 750.83 and 767.39.

4. On or about May 8, 2015, in the Eastern District of Michigan, enterprise member BILLY ARNOLD, aided and abetted by others known and unknown to the grand jury, did commit an act involving murder, that is, the premeditated, deliberate, and willful killing of D.R.-1, all in violation of Michigan Compiled Laws, Sections 750.316(1) and 767.39.

5. On or about May 8, 2015, in the Eastern District of Michigan, enterprise member BILLY ARNOLD, aided and abetted by others known and unknown to the grand jury, did commit an act involving murder, that is,

assaulting M.W., D.R.-2, and J.R. with intent to commit murder, all in violation of Michigan Compiled Laws, Sections 750.83 and 767.39.

6. On or about May 10, 2015, in the Eastern District of Michigan, enterprise members BILLY ARNOLD and EUGENE FISHER, aided and abetted by each other and by others known and unknown to the grand jury, did commit an act involving murder, that is, assaulting unidentified victims A and B with intent to commit murder, all in violation of Michigan Compiled Laws, Sections 750.83 and 767.39.

All in violation of 18 U.S.C. § 1962(d).

COUNT TWO

18 U.S.C. §§ 1959(a)(1); 2 – *Murder in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. At all times relevant to this Second Superseding Indictment, there existed an enterprise, the SMB as more fully described in Paragraphs One through Nine of Count One of this Second Superseding Indictment, which are re-alleged and incorporated by reference as though set forth fully herein. The SMB, including its leadership, members and associates constituted an enterprise as defined in Title 18, United States Code, Section 1959(b)(2), that is, a group of individuals associated in fact that was engaged in, and the activities of which affected, interstate and foreign

commerce. The enterprise constituted an ongoing organization whose members functioned as a continuing unit for a common purpose of achieving the objectives of the enterprise.

2. At all times relevant to this Second Superseding Indictment, the above-described enterprise, the SMB, through its members and associates, engaged in racketeering activity as defined by Sections 1959(b)(1) and 1961(1) of Title 18, United States Code, namely acts involving murder in violation of Michigan State Law, offenses involving dealing in controlled substances indictable under 21 U.S.C. §§ 841 and 846, and acts indictable under 18 U.S.C. § 1512 (witness intimidation).

3. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, defendants BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully murder D.P.; in violation of Michigan Compiled Laws, Sections 750.316(1) and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(1) and 2.

COUNT THREE

18 U.S.C. §§ 924(c); 924(j); 2 – *Use of Firearm in Furtherance of a Crime of Violence Causing Death*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One - Nine of Count One are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did knowingly, intentionally, and unlawfully carry and use a firearm, and caused the death of a person, to wit: the murder of D.P., during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, murder in aid of racketeering; in violation of Title 18, United States Code, Sections 924(c); 924(j); and 2.

COUNT FOUR

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder M.D.-1; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT FIVE

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering

activity, knowingly and unlawfully attempt to murder M.D.-2; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT SIX

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder C.C.; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT SEVEN

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault M.D.-1 with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT EIGHT

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault M.D.-2 with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT NINE

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others

known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault C.C. with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT TEN

18 U.S.C. §§ 924(c); 2 – *Use and Carry of a Firearm During, and in Relation to, a Crime of Violence*

D-1 BILLY ARNOLD
D-4 COREY BAILEY

On or about July 14, 2014, in the Eastern District of Michigan, Southern Division, and elsewhere, BILLY ARNOLD, COREY BAILEY, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did knowingly, intentionally, and unlawfully carry and use a firearm during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, attempted murder and assault with a dangerous weapon in aid of racketeering, as alleged in Counts Four - Nine, and said firearm was discharged, in violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT ELEVEN

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 1, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder R.C.; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT TWELVE

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 1, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault R.C. with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT THIRTEEN

18 U.S.C. §§ 924(c); 2 – *Use and Carry of a Firearm During, and in Relation to, a Crime of Violence*

D-1 BILLY ARNOLD

On or about May 1, 2015, in the Eastern District of Michigan, Southern Division, and elsewhere, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other, did knowingly, intentionally, and unlawfully carry and use a firearm during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, attempted murder and assault with a dangerous weapon in aid of racketeering, as alleged in Counts Eleven and Twelve,

and said firearm was discharged, in violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT FOURTEEN

18 U.S.C. §§ 1959(a)(1); 2 – *Murder in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, defendant BILLY ARNOLD, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully murder D.R.-1; in violation of Michigan Compiled Laws, Sections 750.316(1) and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(1) and 2.

COUNT FIFTEEN

18 U.S.C. §§ 924(c); 924(j); 2 – *Use of Firearm in Furtherance of a Crime of Violence Causing Death*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did knowingly, intentionally, and unlawfully carry and use a firearm, and caused the death of a person, to wit: the murder of D.R.-1, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, murder in aid of racketeering; in violation of Title 18, United States Code, Sections 924(c); 924(j); and 2.

COUNT SIXTEEN

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and

increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder M.W.; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT SEVENTEEN

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder D.R.-2; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT EIGHTEEN

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder J.R.; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT NINETEEN

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault M.W. with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT TWENTY

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering

activity, knowingly and unlawfully assault D.R.-2 with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT TWENTY ONE

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault J.R. with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT TWENTY TWO

18 U.S.C. §§ 924(c); 2 – *Use and Carry of a Firearm During, and in Relation to, a Crime of Violence*

D-1 BILLY ARNOLD

On or about May 8, 2015, in the Eastern District of Michigan, Southern Division, and elsewhere, BILLY ARNOLD and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did knowingly, intentionally, and unlawfully carry and use a firearm during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, attempted murder and assault with a dangerous weapon in aid of racketeering, as alleged in Counts Sixteen – Twenty One, and said firearm was discharged, in violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT TWENTY THREE

18 U.S.C. §§ 1959(a)(5); 2 – *Attempted Murder in Aid of Racketeering*

D-1 BILLY ARNOLD

D-3 EUGENE FISHER

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 10, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, EUGENE FISHER, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully attempt to murder unidentified victims A and B; in violation of Michigan Compiled Laws, Sections 750.316(1) and 750.92.

All in violation of Title 18, United States Code, Sections 1959(a)(5) and 2.

COUNT TWENTY FOUR

18 U.S.C. §§ 1959(a)(3); 2 – *Assault with a Dangerous Weapon in Aid of Racketeering*

D-1 BILLY ARNOLD
D-3 EUGENE FISHER

1. Paragraphs One – Two of Count Two are re-alleged herein as if fully incorporated in this Count.

2. On or about May 10, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, EUGENE FISHER, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did, for the purpose of maintaining

and increasing position in the SMB, an enterprise engaged in racketeering activity, knowingly and unlawfully assault unidentified victims A and B with a dangerous weapon; in violation of Michigan Compiled Laws, Sections 750.82 and 767.39.

All in violation of Title 18, United States Code, Sections 1959(a)(3) and 2.

COUNT TWENTY FIVE

18 U.S.C. §§ 924(c); 2 – *Use and Carry of a Firearm During, and in Relation to, a Crime of Violence*

D-1 BILLY ARNOLD
D-3 EUGENE FISHER

On or about May 10, 2015, in the Eastern District of Michigan, Southern Division, and elsewhere, BILLY ARNOLD, EUGENE FISHER, and others, known and unknown to the grand jury, aided and abetted by each other and others known and unknown to the grand jury, did knowingly, intentionally, and unlawfully carry and use a firearm during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, attempted murder and assault with a dangerous weapon in aid of racketeering, as alleged in Counts Twenty Three – Twenty Four, and said firearm was discharged, in violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT TWENTY SIX

18 U.S.C. §§ 924(c); 2 – *Possession of a Firearm in Furtherance of a Crime of Violence*

D-1 BILLY ARNOLD
D-2 STEVEN ARTHUR JR.
D-3 EUGENE FISHER
D-4 COREY BAILEY
D-5 QUINCY GRAHAM
D-6 ROBERT BROWN
D-7 JEROME GOOCH
D-8 MICHAEL ROGERS
D-9 DERRICK KENNEDY
D-10 DEVON PATTERSON
D-11 CHRISTOPHER OWENS
D-12 JEFFERY ADAMS
D-13 ARLANDIS SHY II
D-14 ANTHONY LOVEJOY
D-15 DIONDRE FITZPATRICK

From in or about 2003, exact date being approximate, and continuing to on or about the date of this Indictment, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, STEVEN ARTHUR JR., EUGENE FISHER, COREY BAILEY, QUINCY GRAHAM, ROBERT BROWN, JEROME GOOCH, MICHAEL ROGERS, DERRICK KENNEDY, DEVON PATTERSON, CHRISTOPHER OWENS, JEFFERY ADAMS, ARLANDIS SHY II, ANTHONY LOVEJOY, and DIONDRE FITZPATRICK, did aid and abet each other and others known and unknown to the Grand Jury, and did knowingly, intentionally, and unlawfully possessed firearms in

furtherance of a crime of violence for which they may be prosecuted in a court of the United States, that is, racketeering conspiracy as alleged in Count One; in violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT TWENTY SEVEN

18 U.S.C. § 922(g)(1) – *Felon in Possession of a Firearm*

D-1 BILLY ARNOLD
D-2 STEVE ARTHUR JR.
D-3 EUGENE FISHER

On or about September 26, 2015, in the Eastern District of Michigan, Southern Division, BILLY ARNOLD, STEVE ARTHUR JR., and EUGENE FISHER, after having previously been convicted of at least one crime punishable by imprisonment for a term exceeding one year (felony offense), did knowingly and unlawfully possess a firearm: to wit, a Bushmaster .223 caliber rifle, Model M15-E2S, serial number BFI468505, said firearm having previously traveled in interstate and/or foreign commerce, in violation of Title 18, United States Code, Section 922(g)(1).

COUNT TWENTY EIGHT

18 U.S.C. § 922(g)(1) – *Felon in Possession of a Firearm*

D-5 QUINCY GRAHAM

On or about August 11, 2013, in the Eastern District of Michigan, Southern Division, QUINCY GRAHAM, after having previously been convicted of at least one crime punishable by imprisonment for a term exceeding one year (felony offense), did knowingly and unlawfully possess a firearm: to wit, a .40 caliber Beretta handgun, serial number PZ33528, said firearm having previously traveled in interstate and/or foreign commerce, in violation of Title 18, United States Code, Section 922(g)(1).

FORFEITURE ALLEGATIONS

RICO FORFEITURE

The allegations contained in Count One of this Second Superseding Indictment are hereby repeated, re-alleged, and incorporated by reference herein as though fully set forth at length for the purpose of alleging forfeiture pursuant to the provisions of Title 18, United States Code, Section 1963. Pursuant to Federal Rule of Criminal Procedure Rule 32.2, notice is hereby given to the defendants that the United States will seek forfeiture as part of any sentence in accordance with Title 18, United States Code, Section 1963 in the event of any defendant's conviction under Counts One and Two of this Indictment.

As a result of committing the offense charged in Count One of this Indictment, the defendants, BILLY ARNOLD, STEVEN ARTHUR JR.,

EUGENE FISHER, COREY BAILEY, QUINCY GRAHAM, ROBERT BROWN, JEROME GOOCH, MICHAEL ROGERS, DERRICK KENNEDY, DEVON PATTERSON, CHRISTOPHER OWENS, JEFFERY ADAMS, ARLANDIS SHY II, ANTHONY LOVEJOY, DIONDRE FITZPATRICK:

1. Have acquired and maintained interests in violation of Title 18, United States Code, Section 1962, which interests are subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(1); and

2. Have property constituting and derived from proceeds obtained, directly and indirectly, from racketeering activity, in violation of Title 18, United States Code, Section 1962, which property is subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(3).

The interests of the defendants subject to forfeiture to the United States pursuant to Title 18, United States Code, Section 1963(a)(1) and (a)(3), include but are not limited to, a sum that represents the gross proceeds received by the defendants pursuant to their racketeering activities as charged in Count One of the Indictment during the relevant time period charged in the Indictment and all interests and proceeds traceable thereto.

If any of the above-described forfeitable property, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 18, United States Code, Section 1963(m), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

The above-named defendants, and each of them, are jointly and severally liable for the forfeiture obligations as alleged above.

All pursuant to Title 18, United States Code, Section 1963.

THIS IS A TRUE BILL

Dated: February 17, 2016

/s/ Grand Jury Foreperson
GRAND JURY FOREPERSON

BARBARA L. McQUADE
UNITED STATES ATTORNEY

/s/ Christopher Graveline
CHRISTOPHER GRAVELINE
Chief, Violent & Organized Crime Unit
Assistant U.S. Attorney
211 W. Fort Street, #2001
Detroit, Michigan 48226
(313) 226-9155
christopher.graveline2@usdoj.gov

/s/ Rajesh Prasad
RAJESH PRASAD
Assistant U.S. Attorney
rajesh.prasad@usdoj.gov

/s/ Michael Martin
MICHAEL MARTIN
Assistant U.S. Attorney
michael.c.martin@usdoj.gov

United States District Court Eastern District of Michigan	Criminal Case Cover Sheet	Case Number 15-20652
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NOTE: It is the responsibility of the Assistant U.S. Attorney signing this form to complete it accurately in all respects.

Reassignment/Recusal Information This matter was opened in the USAO prior to August 15, 2008 []

Companion Case Information	Companion Case Number:
This may be a companion case based upon LCrR 57.10 (b)(4) ¹ :	Judge Assigned:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	AUSA's Initials: <i>ce</i>

Case Title: USA v. Billy Arnold, et al.

County where offense occurred : Wayne County

Check One: ☒ **Felony**

☐ **Misdemeanor**

CLERK'S OFFICE
DETROIT

☐ Indictment/ ☐ Information --- no prior complaint.

☐ Indictment/ ☐ Information --- based upon prior complaint [Case number:]

☒ Indictment/ ☐ Information --- based upon LCrR 57.10 (d) [Complete Superseding section below]

Superseding Case Information

Superseding to Case No: 15-cr-20652

Judge: George Caram Steeh

- ☐ Original case was terminated; no additional charges or defendants.
☐ Corrects errors; no additional charges or defendants.
☐ Involves, for plea purposes, different charges or adds counts.
☒ Embraces same subject matter but adds the additional defendants or charges below:

Defendant name

Charges

Prior Complaint (if applicable)

See Attachment

Please take notice that the below listed Assistant United States Attorney is the attorney of record for the above captioned case.

February 17, 2016

Date



Christopher Graveline
Assistant United States Attorney
211 W. Fort Street, Suite 2001
Detroit, MI 48226-3277
Phone: 313-226-9155
Fax: 313-226-3265
E-Mail address: Christopher.Graveline2@usdoj.gov
Attorney Bar #: P69515

¹ Companion cases are matters in which it appears that (1) substantially similar evidence will be offered at trial, (2) the same or related parties are present, and the cases arise out of the same transaction or occurrence. Cases may be companion cases even though one of them may have already been terminated.